

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Apr 11, 2022**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JULIE FOLSOM,<sup>1</sup>

Plaintiff,

v.

KILOLO KIJAKAZI, Acting  
Commissioner of Social Security,

Defendant.

No. 4:21-cv-5034-EFS

**ORDER GRANTING THE PARTIES'  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C.  
§ 405(g)**

On March 31, 2022, the parties filed a Stipulated Motion for Remand. ECF No. 26. The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings as set forth below. The parties also agree that Plaintiff is entitled to reasonable attorney fees and costs under the Equal Access to Justice Act, 28 U.S.C. § 2412(d), upon proper request to the Court.

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<sup>1</sup> For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 26**, is

**GRANTED.**

2. Judgment shall be entered for **Plaintiff**.

3. This matter is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council is to instruct the ALJ to:

- offer Plaintiff the opportunity for a hearing and take any further action needed to complete the administrative record and issue a new decision;
- re-assess Plaintiff's symptoms consistent with 20 C.F.R. §§ 404.1529 and 416.929 and Social Security Ruling (SSR) 16-3p;
- re-assess Plaintiff's residual functional capacity, consistent with 20 C.F.R. §§ 404.1545 and 416.9245 and SSRs 85-15 and 96-8p; and
- re-evaluate with the assistance of a vocational expert Plaintiff's past relevant work and confirm that the expert resolves any and all conflicts with the Dictionary of Occupational Titles, consistent with SSR 00-4p.

4. All pending motions are **DENIED AS MOOT**.

5. All hearings and other deadlines are **STRICKEN**.

